

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**U.S. Serial No.** 10/568,669

**Filed:** February 16, 2006

**First-Named Applicant:** David B. Agus

**Title:** COMPOSITION AND METHOD FOR THE  
TREATMENT OF CANCER AND OTHER PHYSIOLOGIC  
CONDITIONS BASED ON MODULATION OF THE  
PPAR-GAMMA PATHWAY AND HER-KINASE AXIS

**Group Art Unit:** n/a

**Examiner:** n/a

**Confirmation No.** 9540

Mail Stop: PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<b>RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)</b>
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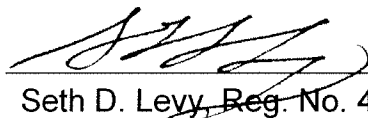
Sir:

In response to the NOTIFICATION OF MISSING REQUIREMENTS, dated September 8, 2006 (a copy of which is attached hereto), applicants submit herewith a Declaration duly executed by the inventors of this application.

Please charge the government fees associated with this filing (\$65.00) to Deposit Account No. 04-0258.

Respectfully submitted,  
**DAVIS WRIGHT TREMAINE LLP**

Dated: November 8, 2006



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**COPY**

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/568,669	David B. Angus	67789-542

50670  
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INTERNATIONAL APPLICATION NO.

PCT/US04/28071

I.A. FILING DATE

PRIORITY DATE

08/27/2004

08/29/2003

CONFIRMATION NO. 9540

371 FORMALITIES LETTER



\*OC000000020344737\*

Date Mailed: 09/08/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 02/16/2006
- Copy of the International Search Report filed on 02/16/2006
- Preliminary Amendments filed on 02/16/2006
- Biochemical Sequence Diskette filed on 02/16/2006
- Biochemical Sequence Listing filed on 02/16/2006
- Request for Immediate Examination filed on 02/16/2006
- U.S. Basic National Fees filed on 02/16/2006
- Priority Documents filed on 02/16/2006

**RECEIVED**  
**Davis Wright Tremaine LLP**

SEP 18 2006

CL# 67789 MT# 542  
 ATTY(S) CEARS-SIAAI  
 DUE: November 8, 2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

DOCKETED 9/19/2006 *g*

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/568,669	PCT/US04/28071	67789-542